

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CLAYTON THOMAS	:	CIVIL ACTION
	:	
	:	
v.	:	
	:	
	:	
BEN VARNER, et al.	:	NO. 02-CV-4778

O R D E R

AND NOW, this 8th day of March, 2006, in accordance with the Order of the Third Circuit Court of Appeals entered on March 6, 2006, it is **ORDERED** that:

1. The Petition for Writ of Habeas Corpus is **GRANTED**.
2. The execution of the writ of habeas corpus is **STAYED** for 180 days from the date of this Order. Petitioner shall be re-tried within one hundred and eighty (180) days from the date hereof or be released.

BY THE COURT:

/s/ Bruce W. Kauffman
BRUCE W. KAUFFMAN, J.